



Docket No.: 1500.1082

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

George W. Fitzmaurice

Serial No. 10/684,580

Group Art Unit: 2179

Confirmation No. 2335

Filed: October 15, 2003

Examiner: Tuyetlien T. Tran

For: TRACKING MENUS, SYSTEM AND METHOD

COMMENT ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

The Notice of Allowability mailed May 10, 2010, includes an Examiner's Statement of Reasons for Allowance (hereinafter, the "Statement").

Please note that MPEP §1302.14 states, in part:

Where specific reasons are recorded by the examiner, care must be taken to ensure that statements of reasons for allowance (or indication of allowable subject matter) are accurate, precise, and do not place unwarranted interpretations, whether broad or narrow, upon the claims. The examiner should keep in mind the possible misinterpretations of his or her statement that may be made and its possible effects.

It is respectfully submitted that the Statement paraphrases claim language, and does not accurately quote the specific language of the various claims. It is respectfully submitted that such paraphrasing is not proper "reasons for allowance" as directed by 37 C.F.R. §1.104 and as explained in MPEP §1302.14.

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It is further submitted that the claims speak for themselves and should not be interpreted based on the Examiner's paraphrasing of the claims.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 6-16-10

By: John R. Bednarz
John R. Bednarz
Registration No. 62,168

1201 New York Avenue, N.W., 7th Floor
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501